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9 UNITED STATES DISTRICT COURT
10 DISTRICT OF NEVADA
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12 WILLIAM SLACK, HARRY
13 STROCK, and EDWARD CHAMPA
Individually and on behalf of others
14 similarly situated,

15 Plaintiffs,

16 vs.

17 PARBALL NEWCO LLC dba
BALLY'S, PARBALL CORP.,
18 PARBALL LLC, PHWLTV, LLC dba
PLANET HOLLYWOOD LAS
19 VEGAS RESORT AND CASINO,
and "JOHN DOE CORPORATIONS"
20 1 to 50, name fictitious, actual name
and number unknown,

21 Defendants.
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Case No. 2:16-cv-02324-JAD-CWH

**ORDER GRANTING FINAL
APPROVAL OF PROPOSED
COLLECTIVE ACTION
SETTLEMENT AND APPROVING
REQUEST FOR AN AWARD OF
ATTORNEYS' FEES AND SERVICE
AWARDS**

ECF No. 156

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24 On January 25, 2019, the Court heard the parties' Joint Motion for an
25 Order Granting Final Approval to Class Action Settlement, the Court also hearing at that
26 time the Plaintiffs' Counsel's Unopposed Motion for Order Granting Proposed Award of
27 Attorneys' Fees and Costs and Approval of Plaintiff Service Awards. The Court finds
28 and orders as follows:

1 1. For the purposes of this Order, the Court adopts all defined terms as
2 set forth in the Stipulation of Settlement ("Stipulation"), previously filed with this Court.
3 ECF No. 153.

4 2. This Court has jurisdiction over the subject matter of this litigation and
5 personal jurisdiction over the named-plaintiffs, all Class members, and Defendants.

6 3. The Court finds that the distribution of the Notice of Settlement of Class
7 and Collective Action ("Notice") which was carried out pursuant to the Stipulation,
8 constituted the best notice practicable under the circumstances and fully satisfies the
9 requirements of the Fair Labor Standards Act (the "FLSA") and any other applicable law.

10 4. Pursuant to the FLSA, the Court grants final approval of this settlement
11 and finds that the settlement is fair, reasonable, and adequate in all respects, including
12 the attorneys' fees, costs, and Plaintiff Service awards provisions. The Court specifically
13 finds that the settlement confers a substantial benefit to the settlement members,
14 considering the strength of Plaintiffs' claims and the risk, expense, complexity, and
15 duration of further litigation.

16 5. The response of the class supports settlement approval. The Court
17 finds that zero (0) Class Members have objected to the Settlement or requested to be
18 excluded from the Settlement. The lack of objectors or excluders, despite due notice,
19 supports final approval of the Settlement.

20 6. The Court finds that the Stipulation was the product of protracted, arm's
21 length negotiations between experienced counsel representing the interests of both
22 sides, which supports approval of the settlement in accordance with the standards set
23 forth in the joint motion for final approval of settlement.

24 7. The Court confirms the appointment of Leon Greenberg and Dana
25 Sniegocki of Leon Greenberg Professional Corporation as class counsel for the
26 settlement class and approves their requests for attorneys' fees of \$32,000.00 and an
27 expenses payment of \$2,000.00 from the Settlement Fund for their services on behalf of
28 the Plaintiffs and the Class. The Court finds that the foregoing awards from the

1 Settlement Fund are fair and proper for the reasons detailed in the declaration of
2 Plaintiffs' Counsel submitted to this Court.

3 8. The Court confirms the appointment of William Slack, Harry Strock, and
4 Edward Champa as the Class Representatives and approves and directs the payment of
5 \$1,000 to each of them, to be paid from the Settlement Fund, as Class Representative
6 Service Awards for prosecuting this case successfully and securing the recovery for the
7 Class and such awards shall be so paid as set forth in the Stipulation. The Court also
8 approves the payment of \$700.00 each to Paul Trovato, Josianne Mills, and Andrew
9 Craig, who provided deposition testimony during the discovery process and whose
10 testimony aided and assisted Class Counsel in successfully securing the Settlement for
11 the Class.

12 9. Except as stated in this Order, all other terms of the Settlement will
13 remain as stated in the Stipulation and all accompanying documents and the Orders of
14 this Court.

15 10. The Court directs the parties to effectuate the settlement terms as set
16 forth in the Stipulation and the Claims Administrator to calculate and pay the claims of
17 the class members in accordance with the terms set forth in the Stipulation.

18 11. Upon entry of this Order this case will have resulted in a Final
19 Judgment in respect to all claims and all parties and the Complaint will be dismissed with
20 prejudice.

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1 This Court will retain jurisdiction for purposes of enforcing this Settlement,
2 including payment of the settlement fund, addressing settlement administration matters,
3 and addressing such post-judgment matters as may be appropriate under court rules or
4 applicable law.
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7 **IT IS SO ORDERED**

8 DATED: 1/25/2019
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HON. JENNIFER A. DORSEY
DISTRICT JUDGE